

REPLY UNDER 37 CFR §1.116
EXPEDITED PROCEDURE
TECHNOLOGY CENTER 3700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Marik, et al.	§ Attorney Docket No. 31132.195 / PC1005.00
Serial No.: 10/806,961	§ Customer No. 46333
Filed: March 23, 2004	§ Group Art Unit: 3738
For: Constrained Artificial Spinal Disc	§ Examiner: Miller, Cheryl L. § Confirmation No. 2351

Mail Stop: RCE
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT ACCOMPANYING
REQUEST FOR CONTINUED EXAMINATION

I. Introductory Remarks

The present paper is being submitted in response to the Advisory Action mailed November 3, 2008 and accompanies a request for continued examination (RCE).

A petition requesting a one-month extension of time and fees associated therewith are being filed concurrently with this paper. No additional fees, other than those included herewith for the RCE, are believed necessary for consideration of the present paper. However, if any additional fees are necessary—including additional extension of time fees—the Commissioner is hereby authorized to charge any fees, including those for the extension of time, to Haynes and Boone, LLP's Deposit Account No. 08-1394.

The **Listing of the Claims** begins on page 2.

Remarks begin on page 6.